

3/10/09
[Signature]

**IN THE CIRCUIT COURT OF TENNESSEE
FOR THE NINETEENTH JUDICIAL DISTRICT
AT MONTGOMERY COUNTY**

STATE OF TENNESSEE,)

Plaintiff,)

vs.)

NO. 50500795

BRITLEE, INC.; STUART L. JORDAN,)
individually and d/b/a BRITLEE, INC.)
and MILLENIUM FINANCE, INC.;)
MILLENIUM FINANCE, INC.;)
and)
ROME FINANCE COMPANY, INC.,)

Hon. Ross H. Hicks,
Circuit Judge

Defendants.)

JURY DEMAND

2009 MAR -6 AM 10:55
CLERK OF COURT
CIRCUIT COURT
MONTGOMERY COUNTY
TENNESSEE
3

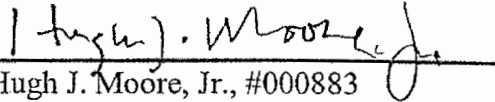
NOTICE OF APPEAL

David A. Bradlow, Chapter 11 Bankruptcy Trustee of the Estate of Rome Finance Company, Inc., hereby gives notice that he appeals, on behalf of Defendant Rome Finance Company, Inc., to the Court of Appeals from the judgment entered in this action on February 6, 2009. The February 6, 2009 order entered against Rome Finance Company, Inc. does not appear to comply with, and therefore does not appear to constitute a valid final order pursuant to, Tenn. R. Civ. P. 54.02 or Tenn. R. App. P. 3(a). As such, this notice is filed pursuant to Tenn. R. App. P. 4(d) so as to preserve appellate jurisdiction either upon a finding that a valid final order has been entered or upon additional determinations being made by the Circuit Court for Montgomery County.

[Signatures on Next Page]

Respectfully submitted,

CHAMBLISS, BAHNER & STOPHEL, P.C.

By: 
Hugh J. Moore, Jr., #000883
Thomas Greenholtz, #020105
1000 Tallan Building, Two Union Square
Chattanooga, Tennessee 37402
Phone: (423) 756-3000
Fax: (423) 508-1235

CERTIFICATE OF SERVICE

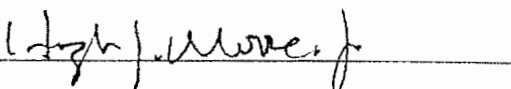
The undersigned hereby certifies that a true and exact copy of this pleading and its attachments, with such attachments having been previously served or delivered as indicated in the respective certificates or service, has been served upon counsel for all parties at interest in this case by email, facsimile, and/or by placing a true and exact copy of this pleading in the United States Mail, with sufficient postage, and addressed to such counsel at his or her office as indicated below:

Olha N. M. Rybakoff, Esq.
Jennifer E. Peacock, Esq.
Brant Harrell, Esq.
Assistant Attorney Generals
State of Tennessee Office of the Attorney General
Consumer Advocate & Protection Division
P. O. Box 20207
Nashville, Tennessee 37202-0207

John S. Hicks, Esq.
Baker, Donelson, Bearman, Caldwell & Berkowitz, P.C.
Commerce Center, Suite 1000
211 Commerce Street
Nashville, Tennessee 37201

This the 5th day of March, 2009.

CHAMBLISS, BAHNER & STOPHEL, P.C.

By: 

APPEAL BOND FOR COSTS

I (we), David A. Bradlow, Chapter 11 Bankruptcy Trustee of the Estate of Rome Finance Co., Inc., principal(s)/Appellant(s), and I (we), Chambliss, Bahner & Stophel, P.C., surety(ies)/Attorney, bind myself/ourselves for the costs of appeal in:

State of Tennessee

VS.

Britlee, Inc., et al

Cause No.50500795

Circuit Court of Montgomery County, TN

2009 MAR -6 AM 10:55
CLERK OF THE TRIAL COURT
30

_____, or
PRINCIPAL/APPELLANT (Signature)

David A. Bradlow, Chapter 11 Bankruptcy Trustee of the Estate of Rome Finance Co., Inc.
PRINCIPAL (Print)

by Hugh J. Moore, Jr.
ATTORNEY (Signature)

PRINCIPAL'S ADDRESS: 3947 23rd Street, San Francisco, CA 94114

PRINCIPAL(S) TAX ID NO.: 94-2396259

PRINCIPAL(S) DRIVER'S LICENSE NO.: not applicable
(street address only; **NO** P.O. boxes; **NO** in care of principal's attorney)
(Social Security/Driver's License Numbers Required for individual principal(s) per T.C.A. § 25-1-108)

Hugh J. Moore, Jr. (Chambliss, Bahner & Stophel, P.C.) by Hugh J. Moore, Jr. SURETY
(Print) (Signature)

Note: If you are signing as surety on behalf of a law firm, please print the name of the firm on the space provided. If you are signing as an individual surety, please print your name. If you sign as an individual surety, you are personally responsible for the costs should the principal fail to pay.

SURETY'S ADDRESS: 1000 Tallan Building, Two Union Square, Chattanooga, TN 37402

(street address only; **NO** P.O. boxes)

IF THE PRINCIPAL(S) PAY ALL COSTS OF APPEAL, THEN THIS OBLIGATION IS VOID. IF PRINCIPAL(S) FAIL(S) TO PAY, THEN THE SURETY IS OBLIGATED TO PAY ALL COSTS OF APPEAL.

IF YOU DO NOT HAVE A SURETY TO SIGN YOUR BOND FOR COSTS: A cash deposit of \$1,000.00 is deemed sufficient instead of a surety bond, except as otherwise required by the trial court clerk and/or the Appellate Court Clerk.

A deposit of \$_____ in cash has been made by _____
with _____ of the _____ court clerk's office
on the _____ day of _____.

APPROVED:

CLERK OF THE TRIAL COURT OR _____
CLERK OF THE APPELLATE COURT

NOTICE OF APPEAL

Appeal to the: ☐ Supreme Court ☐ Court of Criminal Appeals
☐ Worker's Comp Case ☐ Capital Case
☒ Court of Appeals ☐ Post-Conviction
☐ Defendant is Indigent

Appealed from: ☒ Circuit ☐ Chancery ☐ Criminal (☐ Misdemeanor ☐ Felony)
☐ Juvenile ☐ Probate ☐ General Sessions ☐ Board of Claims

Style of the Case: State of Tennessee v.
Britlee, Inc. Stuart L. Jordan, individually and d/b/a Britlee, Inc. and
Millenium Finance, Inc.; Millenium Finance, Inc.; and Rome Finance Company, Inc.

County: Montgomery Trial Court No.: 50500795

Trial Judge: Judge Ross Hicks File Date of Judgment Appealed: 2/6/09

Bond on appeal is: ☒ Filed ☐ Indigent ☐ Not required ☐ Cash bond

If not required, state reason: _____

Appellant(s)

Appellant: David A. Bradlow, Chapter 11 Bankruptcy Trustee
for the Estate of Rome Finance Company, Inc. At trial: ☐ Plaintiff ☒ Defendant

Party's Address: 3947 - 23rd Street, San Francisco, CA 94114-3302

Appellant: _____ At trial: ☐ Plaintiff ☐ Defendant

Party's Address: _____

Appellant: _____ At trial: ☐ Plaintiff ☐ Defendant

Party's Address: _____

Appellee(s)

Appellee: State of Tennessee At trial: ☒ Plaintiff ☐ Defendant

Attorney's Name and Address: Olha N. M. Rybakoff, Esq., P.O. Box 20207, Nashville, TN 37201

BPR# _____

Appellee: _____ At trial: ☐ Plaintiff ☐ Defendant

Attorney's Name and Address: _____

BPR# _____

Appellee: _____ At trial: ☐ Plaintiff ☐ Defendant

Attorney's Name and Address: _____

BPR# _____

Attorney or Pro Se Party's:

Hugh Moore
Name (please print)

Hugh Moore by Attorney
Signature W. Peterson

000883
BPR Number

Address of Attorney or Pro Se Party: _____

Attach Certificate of Service - Tenn. R. App. P. 20

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of this pleading and its attachments, with such attachments having been previously served or delivered as indicated in the respective certificates or service, has been served upon counsel for all parties at interest in this case by email, facsimile, and/or by placing a true and exact copy of this pleading in the United States Mail, with sufficient postage, and addressed to such counsel at his or her office as indicated below:

Olha N. M. Rybakoff, Esq.
Jennifer E. Peacock, Esq.
Brant Harrell, Esq.
Assistant Attorney Generals
State of Tennessee Office of the Attorney General
Consumer Advocate & Protection Division
P. O. Box 20207
Nashville, Tennessee 37202-0207

John S. Hicks, Esq.
Baker, Donelson, Bearman, Caldwell & Berkowitz, P.C.
Commerce Center, Suite 1000
211 Commerce Street
Nashville, Tennessee 37201

This the 6th day of March, 2009.

CHAMBLISS, BAHNER & STOPHEL, P.C.

By:

Hugh Moore w/permission
Chambliss